

## Message Text

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62

ORIGIN OES-05

INFO OCT-01 ISO-00 EB-07 HEW-06 EPA-04 AID-05 CEA-01

CIAE-00 COME-00 EA-09 EUR-12 FRB-01 INR-07 IO-11

NEA-10 NSAE-00 USIA-15 OPIC-06 SP-02 TRSE-00 CIEP-02

LAB-04 SIL-01 OMB-01 AGR-10 /120 R

DRAFTED BY OES/ENP/EN:PGLASOE/EB/STA:MNAYOR:EF

APPROVED BY OES/ENP/EN:LGRANT

FDA:RSHELTON

EUR/RPE:GWOLFE

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R 031424Z MAR 76

FM SECSTATE WASHDC

TO USMISSION OECD PARIS

UNCLAS STATE 051574

E.O. 11652: NA

TAGS: SENV, OECD

SUBJECT: ENVIRONMENT COMMITTEE - NOTIFICATION ON RED

DYE NO. 2

REF: OECD PARIS 5650

1. PURSUANT TO ESTABLISHED PROCEDURES, MISSION IS REQUESTED TO MAKE NOTIFICATION TO SECRETARIAT RE RECENT FDA ACTION TO TERMINATE THE CERTIFICATION OF COLOR ADDITIVE RED NO. 2. FOLLOWING IS RELEVANT INFORMATION:

A. FDA ON FEBRUARY 10 PUBLISHED IN FEDERAL REGISTER REGULATIONS TERMINATING THE PROVISIONAL LISTING AND CERTIFICATION OF THE COLOR ADDITIVE FD&C RED NO. 2. THE FDA DETERMINED THAT SUCH ACTION IS NECESSARY TO PROTECT PUBLIC HEALTH. AFTER FEBRUARY 12, 1976, ADDING FD&C

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RED NO. 2 TO ANY FOOD, DRUG OR COSMETIC WILL CAUSE SUCH PRODUCT TO BE ADULTERATED WITHIN THE MEANING OF THE

FEDERAL FOOD, DRUG, AND COSMETIC ACT. ANY PRODUCT CONTAINING RED DYE NO. 2 WHICH WAS PACKED BEFORE AND INCLUDING FEBRUARY 12 WILL ENJOY FREE SALE. ANY PRODUCT PACKED AFTER THAT DATE WHICH CONTAINS THE DYE SHOULD NOT BE INTRODUCED INTO THE COMMERCE OF THE U.S.

B. ALTHOUGH THE U.S. COURT OF APPEALS HAS ALLOWED THE BAN TO GO INTO IMMEDIATE EFFECT, IT HAS SCHEDULED A FULL HEARING APRIL 15 ON AN APPEAL BY MANUFACTURERS WHO ARE ATTEMPTING TO REVERSE THE ACTION AGAINST USE OF RED DYE NO. 2. INGERSOLL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** PUBLICATIONS, COMMITTEE MEETINGS, FOOD ADDITIVES, FOOD & DRUG REGULATIONS, RED DYE NUMBER TWO  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 MAR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE051574  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** PGLASOE/EB/STA:MNAYOR:EF  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760081-0773  
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**Handling Restrictions:** n/a  
**Image Path:**  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN OES  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 2  
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**Previous Handling Restrictions:** n/a  
**Reference:** 76 OECD PARIS 5650  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ShawDG  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 10 JUN 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <10 JUN 2004 by fisherem>; APPROVED <17 DEC 2004 by ShawDG>  
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**Review Media Identifier:**  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ENVIRONMENT COMMITTEE - NOTIFICATION ON RED DYE NO. 2  
**TAGS:** SENV, OECD  
**To:** OECD PARIS  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006